DOCKET NO.: WEST14-00022 CUSTOMER NO.: 23990

205 101 17 PM 3: 41

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Paul F. Struhsaker et al.

Application No.

09/839,457

Filed

April 20, 2001

For

WIRELESS ACCESS SYSTEM FOR ALLOCATING AND SYNCHRONIZING UPLINK AND DOWNLINK OF TDD FRAMES

AND METHOD OF OPERATION

Group No.

2663

Examiner

Duc T. Duong

Mail Stop 16 Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

REQUEST FOR REFUND

Applicant hereby requests a refund in the amount of \$700.00 (\$370.00 issue fee charge, \$300.00 for the publication fee and \$30.00 for ten soft copies of the patent) for fees charged to Davis Munck Deposit Account No. 50-0208 on November 1, 2005. A copy of the Deposit Account Statement dated November 2005 is attached.

Applicants filed the issue fee documents on October 28, 2005 along with a check in the amount of \$1,030.00 for the appropriate fees due. A copy of the issue fee documents and check as filed are attached. Applicants have claimed small entity status throughout the prosecution of this application and noted that they are small entity on the Issue Fee Transmittal and on the Fee

12/13/2305 RULEMONS EXECUSE: 69839457

BEST AVAILABLE COPY

Attorney Docket No.: P04722 APPLICATION No.: 09/570,331

Transmittal for FY 2005 which accompanied the issue fee documents. A copy of the filing receipt is also attached which shows the Applicant as small entity status.

Please issue a credit in the amount of \$700.00 to Davis Munck Deposit Account No. 50-0208 for this overpayment.

Respectfully submitted,

DAVIS MUNCK, P.C.

Date: Nor. 16, 2005

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